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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

GARY PIERCE - Chairman  
BOB STUMP  
SANDRA D. KENNEDY  
PAUL NEWMAN  
BRENDA BURNS

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MAR 28 2011

AZ CORP COMMISSION  
DOCKET CONTROL

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IN THE MATTER OF:

DOCKET NO. S-20780A-10-0518

SCOTT RYAN TISCHLER (CRD#3248953)  
individually and doing business as JERICO  
CAPITAL GROUP, and JANE DOE TISCHLER,  
husband and wife,

JERICO OIL & GAS, LLC, a Delaware limited  
liability company,

LAKE VALLEY PETROLEUM, LLC, a Delaware  
limited liability company.

RESPONDENTS.

**FOURTH**  
**PROCEDURAL ORDER**  
**(Schedules a Status Conference)**

BY THE COMMISSION:

On December 30, 2010, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Temporary Order to Cease and Desist ("T.O.") and a Notice of Opportunity for Hearing ("Notice") against Scott Ryan Tischler (CRD #3248953), individually and doing business as Jericho Capital Group ("JCG"), and Jane Doe Tischler, husband and wife, Jericho Oil & Gas, LLC, ("JOG"), a Delaware limited liability company, and Lake Valley Petroleum, LLC ("LVP"), a Delaware limited liability company, (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of investment contracts. Respondent Scott Tischler's spouse, Jane Doe Tischler, was joined in the action for purposes of determining the liability of the marital community.

The Respondents were duly served with a copy of the Notice.

On January 20, 2011, counsel for Respondents, Jason G. Weiner, Esq., filed a request for hearing in this matter.

On January 21, 2011, Respondent, Scott R. Tischler, also filed a request for hearing.

On January 24, 2011, by Procedural Order, a pre-hearing conference was scheduled on February 8, 2011.

1 On January 27, 2011, counsel for Respondents filed a Motion to Withdraw which, according  
2 to his affidavit, was due to his clients advising him that they no longer required his services as of  
3 January 24, 2011. Due to the fact that the Procedural Order which scheduled the pre-hearing  
4 conference and the fact that counsel was informed that his services were no longer required occurred  
5 on the same day, it was not known whether counsel advised his clients of the pre-hearing conference.

6 On January 28, 2011, by Procedural Order, Jason G. Weiner, Esq. was granted leave to  
7 withdraw as counsel so long as he advised his former clients of the scheduled pre-hearing conference  
8 on February 8, 2011.

9 On February 8, 2011, the Division appeared through counsel and Respondent, Scott Tischler,  
10 appeared on his own behalf. Counsel for the Division indicated that an Examination Under Oath was  
11 to take place for Mr. Tischler on February 22, 2011, and requested that a status conference be  
12 scheduled in approximately 30 days. Mr. Tischler indicated that he was in the process of securing an  
13 attorney. Subsequently, the parties agreed to a status conferences being scheduled on March 28,  
14 2011.

15 On February 10, 2011, by Procedural Order, a status conference was scheduled as agreed  
16 between the parties.

17 On March 28, 2011, the Division appeared through counsel and Respondent, Scott Tischler,  
18 appeared on his own behalf. Counsel for the Division indicated that the Examination Under Oath for  
19 Mr. Tischler has been delayed, and requested that another status conference be scheduled in  
20 approximately 30 days. Mr. Tischler indicated that he is still in the process of securing an attorney.  
21 Subsequently, the parties agreed to another status conference being scheduled on April 25, 2011.

22 Accordingly, a status conference should be scheduled as agreed between the parties.

23 IT IS THEREFORE ORDERED that a **status conference** shall be held on **April 25, 2011, at**  
24 **11:00 a.m.**, at the Commission's offices, 1200 West Washington Street, **Room 100**, Phoenix,  
25 Arizona, as previously ordered

26 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized  
27 Communications) is in effect and shall remain in effect until the Commission's Decision in this  
28 matter is final and non-appealable.

1 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules  
2 of the Arizona Supreme Court and A.R.S. § 40-243 with respect to the practice of law and admission  
3 *pro hac vice*.

4 IT IS FURTHER ORDERED that withdrawal or representation must be made in compliance  
5 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the  
6 Rules of the Arizona Supreme Court). Representation before the Commission includes appearances  
7 at all hearings and procedural conferences, as well as all Open Meetings for which the matter is  
8 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the  
9 Administrative Law Judge or the Commission.

10 IT IS FURTHER ORDERED that the Presiding Administrative Law Judge may rescind, alter,  
11 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by  
12 ruling at hearing.

13 DATED this 28<sup>th</sup> day of March, 2011.

14  
15  
16   
17 MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

18 Copies of the foregoing mailed/delivered  
19 this 28<sup>th</sup> day of March, 2011 to:

20 Scott R. Tischler, President  
21 JERICO OIL & GAS, LLC  
22 LAKE VALLEY PETROLEUM, LLC  
3645 East Edna Drive  
Gilbert, AZ 85296

23 Matt Neubert, Director  
24 Securities Division  
ARIZONA CORPORATION COMMISSION  
1300 West Washington Street  
Phoenix, AZ 85007

25 ARIZONA REPORTING SERVICE, INC.  
26 2200 North Central Avenue, Suite 502  
27 Phoenix, AZ 85004-1481  
28

By: 

Debra Broyles  
Secretary to Marc E. Stern